

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WILLIAM HAWKINS, on behalf of himself and all others similarly situated,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 08- 55-GMS
)	
DAMON'S INTERNATIONAL INC. d/b/a)	
DAMON'S GRILL; PRIS-MM, LLC d/b/a)	
DAMON'S GRILL WILMINGTON; and)	
ALLIANCE DEVELOPMENT GROUP, LLC)	CLASS ACTION
)	
Defendants.)	
)	

AFFIDAVIT OF SERVICE

STATE OF DELAWARE :
: ss
NEW CASTLE COUNTY :

J. CLAYTON ATHEY being duly sworn according to law deposes and says:

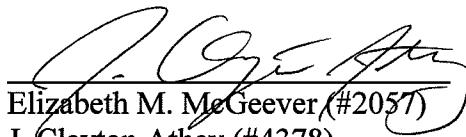
1. I am an attorney with the law firm of Prickett, Jones & Elliott, P.A., and counsel to plaintiff William Hawkins in this action.
2. Pursuant to 10 Del. C. § 3104, I caused service to be made upon the defendant Damon's International Inc. d/b/a Damon's Grill, by serving the Summons and a copy of the Complaint upon the Secretary of State for the State of Delaware on January 28, 2008. On January 29, 2008, I filed the Return of Service on the Secretary of State with this Court. (D.I. 4)
3. On February 5, 2008, I caused to be mailed to Damon's International Inc. d/b/a Damon's Grill, a registered letter explaining that service of process on the Secretary of State was as effectual as if personal service had been made on the corporation and transmitted with that letter copies of the Complaint, Summons and related suit papers showing that service had, in

fact, been made upon the Delaware Secretary of State. A copy of that letter and the receipt showing that the letter was mailed is attached hereto as Exhibit A.

4. On February 22, 2008, I received in the mail the signed Return Receipt form indicating that the February 5, 2008 mailings had been accepted. A copy of the Return Receipt form is attached hereto as Exhibit B.

PRICKETT, JONES & ELLIOTT, P.A.

By:


 Elizabeth M. McGeever (#2057)
 J. Clayton Athey (#4378)
 1310 King Street, P.O. Box 1328
 Wilmington, DE 19899-1328
 emmcgeever@prickett.com
 jcathey@prickett.com
 Ph: (302) 888-6500
Counsel for Plaintiff and the Proposed Classes

OF COUNSEL:

Sherrie R. Savett
 Michael T. Fantini
 Jon Lambiras
 BERGER & MONTAGUE, P.C.
 1622 Locust Street
 Philadelphia, PA 19103
 Tel: (215) 875-3000

Dated: February 22, 2008

SWORN AND SUBSCRBED before me
 this 22nd day February, 2008.


 Notary Public

My Commission Expires

DONNA M. THOMPSON
 New Castle County
 My Commission Expires Aug. 4, 2009

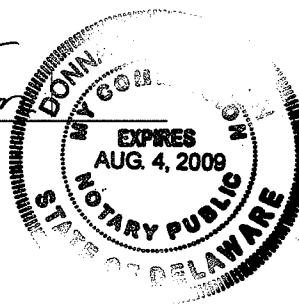


Exhibit A

PRICKETT, JONES & ELLIOTT

A PROFESSIONAL ASSOCIATION

1310 KING STREET, BOX 1328

WILMINGTON, DELAWARE 19899

TEL: (302) 888-6500

FAX: (302) 658-8111

<http://www.prickett.com>

Dover Office:
11 NORTH STATE STREET
DOVER, DELAWARE 19901
TEL: (302) 674-3841
FAX: (302) 674-5864

Writer's Direct Dial:
(302)888-6507
Writer's Telecopy Number:
(302)658-8111
Writer's E-Mail Address:
JCATHHEY@prickett.com

February 5, 2008

VIA REGISTERED MAIL

Damon's International Inc.
c/o Bruce H. Burkholder, Esq., Agent for Service of Process
Wiles, Boyle, Burkholder & Bringardner & Co.
300 Spruce Street, Floor One
Columbus, OH 43215

**RE: WILLIAM HAWKINS v. DAMON'S INTERNATIONAL INC.,
d/b/a/ DAMON'S GRILL et al., Civil Action No. 08-55**

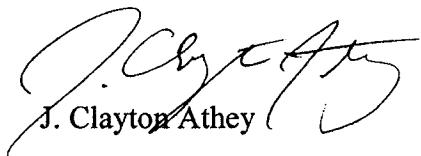
Dear Mr. Burkholder:

This letter constitutes notice pursuant to 10 Del. C. §3104 that suit has been instituted against Damon's International Inc., in the United States District Court for the District of Delaware.

Please be advised that the Summons and Complaint have been served upon the Secretary of State of the State of Delaware. Under the provisions of 10 Del. C. §3104, this service is effective for all intents and purposes as if it had been made upon Damon's International Inc., personally within this State.

Enclosed is a copy of the Summons and Complaint as served on the Secretary of State on January 28, 2008, which explains the basis of the lawsuit.

Very truly yours,



J. Clayton Athey

JCA/sam
Enclosures

Registered No. RR366016525US

To Be Completed By Post Office	Reg. Fee \$ 7.50	Special Delivery \$ 1.50
	Handling Charge \$ 0.00	Return Receipt \$ 2.50
	Postage \$ 1.31	Restricted Delivery \$ 0.00
	Received by <i>(Signature)</i>	
Customer Must Declare Full Value \$ 10,000 <input checked="" type="checkbox"/> With Postal Insurance <input type="checkbox"/> Without Postal Insurance		
Domestic Indemnity Is Limited To \$25,000; International (See Reverse)		
<p style="text-align: center;"><i>J. CLAYTON ATHEY, ESQ.</i></p> <p style="text-align: center;">FROM <i>PRICKETT JONES</i> <i>1310 KING ST. WILM. DE</i></p> <p style="text-align: center;">TO <i>DAMON'S INT'L c/o BRUCE</i> <i>BURKHOLDER, ESQ.</i> <i>COLUMBUS, OH 43215</i></p>		

PS Form 3806 Receipt for Registered Mail (Customer Copy)
(See Information on Reverse)
February 1995



Exhibit B

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <i>X Shee R</i></p> <p><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>SHEARSONS</i></p> <p>C. Date of Delivery FEB 20 2008</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No <i>RR 3 lot 016 525 US</i></p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. </p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
1. Article Addressed to: Damon's International Inc. c/o Bruce Burkholder, Esq. Agent for Service of Process Wiles, Boyle, Burkholder 300 Spruce St., Fl. One Columbus, OH 43215		2. Article Number (Transfer from service label)	
PS Form 3811, February 2004		Domestic Return Receipt	
		102595-02-M-1540	

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

J. CALYTON ATHEY, ESO.
PRICKETT, JONES & ELLIOTT, P.A.
1310 KING STREET, BOX 1328
WILMINGTON, DE 19899